IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF GEORGIA VALDOSTA DIVISION

RICHARD COLVIN, :

Petitioner,

: Case No. 7:09-CV-37-HL

VS. :

:

UNITED STATES OF AMERICA,

.

Respondent

Respondent

ORDER

Petitioner **RICHARD COLVIN** seeks to appeal this Court's denial of his Petition for Writ of Habeas Corpus and has filed Motion for Leave to Proceed *in forma pauperis* on Appeal [Doc. 43]. Petitioner's Motion is moot, however. Not only did the District Court deny Petitioner a Certificate of Appealability in its final Order [Doc. 39], but it appears that Petitioner has already paid the required \$ 455.00 filing fee. Petitioner's Motion to Proceed *in forma pauperis* is thus **DENIED** as **MOOT**.

SO ORDERED, this 17th day of February 2012.

s/ Hugh Lawson

HUGH LAWSON, SENIOR JUDGE UNITED STATES DISTRICT COURT

jlr